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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 CLETE REO HART,

11 Plaintiff,

No. CIV S-05-0671 LKK GGH P

12 vs.

13 DIRECTOR OF HUMAN RESOURCES
14 CALIFORNIA MEDICAL FACILITY, et al.,

15 Defendants.

FINDINGS & RECOMMENDATIONS

16 _____/
17 By order filed April 18, 2006, the court granted plaintiff thirty days to file a
18 second amended complaint. In the April 18th order, the court informed plaintiff of the
19 deficiencies in his amended complaint. The thirty day period has now expired, and plaintiff has
20 not filed a second amended complaint or otherwise responded to the court's order.

21 For the reasons given in the April 18, 2006, order, IT IS HEREBY
22 RECOMMENDED that this action be dismissed without prejudice. See Local Rule 11-110; Fed.
23 R. Civ. P. 41(b).

24 These findings and recommendations are submitted to the United States District
25 Judge assigned to the case, pursuant to the provisions of Title 28 U.S.C. § 636(b)(1). Within
26 twenty days after being served with these findings and recommendations, plaintiff may file

1 written objections with the court. The document should be captioned "Objections to Magistrate
2 Judge's Findings and Recommendations." Plaintiff is advised that failure to file objections
3 within the specified time may waive the right to appeal the District Court's order.

4 DATED: 7/12/06

/s/ Gregory G. Hollows

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6 GREGORY G. HOLLOWS
UNITED STATES MAGISTRATE JUDGE

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